



International Tribunal for the
Prosecution of Persons
Responsible for Serious Violations
of International Humanitarian Law
Committed in the Territory of the
former Yugoslavia since 1991

Case No.: IT-05-87-T
Date: 6 March 2007
Original: English

IN THE TRIAL CHAMBER

Before: Judge Iain Bonomy, Presiding
Judge Ali Nawaz Chowhan
Judge Tsvetana Kamenova
Judge Janet Nosworthy, Reserve Judge

Registrar: Mr. Hans Holthuis

Order of: 6 March 2007

PROSECUTOR

v.

**MILAN MILUTINOVIĆ
NIKOLA ŠAINOVIĆ
DRAGOLJUB OJDANIĆ
NEBOJŠA PAVKOVIĆ
VLADIMIR LAZAREVIĆ
SRETEN LUKIĆ**

ORDER PURSUANT TO RULE 127

Office of the Prosecutor

Mr. Thomas Hannis
Mr. Chester Stamp

Counsel for the Accused

Mr. Eugene O'Sullivan and Mr. Slobodan Zečević for Mr. Milan Milutinović
Mr. Toma Fila and Mr. Vladimir Petrović for Mr. Nikola Šainović
Mr. Tomislav Višnjić and Mr. Norman Sepenuk for Mr. Dragoljub Ojdanić
Mr. John Ackerman and Mr. Aleksandar Aleksić for Mr. Nebojša Pavković
Mr. Mihajlo Bakrač and Mr. Đuro Čepić for Mr. Vladimir Lazarević
Mr. Branko Lukić and Mr. Dragan Ivetić for Mr. Sreten Lukić

THIS TRIAL CHAMBER of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the former Yugoslavia since 1991 (“Tribunal”) is seised of the confidential and partially *ex parte* “Prosecution’s Second Renewed Motion for Leave to Amend Rule 65 *ter* Witness List to Add Michael Phillips and Shaun Byrnes with Confidential and Partially *Ex Parte* Annexes,” filed 1 March 2007 (“Motion”), and hereby makes this Order pursuant to Rule 127.

1. On 1 March 2007, the Prosecution made the Motion seeking leave to add Michael Phillips and Shaun Byrnes to the Rule 65 *ter* witness list. Due to the impending close of the Prosecution case-in-chief¹ and the concomitant necessity of expediting this matter in the interests of a fair and expeditious trial, the Chamber finds it appropriate to reduce the time within which the Defence may file a response (if any) to the Motion.

2. Accordingly, the Chamber, pursuant to Rules 54 and 127 of the Rules of Procedure and Evidence of the Tribunal, hereby ORDERS that the Defence shall file a response (if any) to the Motion by no later than Thursday, 8 March 2007.

Done in English and French, the English text being authoritative.

Judge Iain Bonomy
Presiding

Dated this sixth day of March 2007
At The Hague
The Netherlands

[Seal of the Tribunal]

¹ Order on Close of Prosecution Case-in-Chief, Rule 98 *bis* Proceedings, and Defence Rule 65 *ter* Filings, 5 March 2007, para. 1.